

State of Alaska
*Board of Registration for Architects,
Engineers, and Land Surveyors*

MISSION STATEMENT

The board's mission is to protect the public health, safety, and welfare through the regulation of the practice of architecture, engineering, land surveying, and landscape architecture by:

- ensuring that those entering these professions in this state meet minimum standards of competency, and maintain such standards during their practice; and**
- enforcing the licensure and competency requirements in a fair and uniform manner.**



Alaska Division of Corporations, Business and Professional Licensing

Virtual Meeting Code of Conduct

I understand that by participating in any virtual board meeting or event hosted by the Division of Corporations, Business and professional Licensing, **I am agreeing to the following code of conduct:**

Expected Behavior

- Because CBPL and its boards value a diversity of views and opinions, all board members, invited guests, members of the public, and division staff will be treated with respect.
- Be considerate, respectful, and collaborative with fellow participants.
- Demonstrate understanding that the board is following a business agenda and may reasonably change it to ensure meeting efficiency. Unless invited ahead of time to address the board, the chair may recognize members of the public to speak for a limited time during the public comment period.
- Recognize the chair has the authority to manage the meeting, and staff may intercede to assist, if needed.
- All participants are also subject to the laws applicable in the United States and Alaska.

Unacceptable Behavior

- Harassment, intimidation, stalking or discrimination in any form is considered unacceptable behavior and is prohibited.
- Physical, verbal or non-verbal abuse or threat of violence toward of any board member, invited guest, member of the public, division staff, or any other meeting guest/participant is prohibited.
- Disruption of any CBPL board meeting or hosted online session is prohibited.
- Examples of unacceptable behavior include:
 - Comments related to gender, gender identity or expression, age, sexual orientation, disability, physical appearance, body size, race, religion, national origin, political affiliation;
 - Inappropriate use of nudity and/or sexual images in presentations;
 - Use of music, noise, or background conversations as a disruption. While this may happen briefly or incidentally, prolonged or repeated incidents are prohibited.
 - Shouting, badgering, or continued talking over the speaker who has been recognized by the chair.

Reporting Unacceptable Behavior

If you or anyone else in the meeting is in immediate danger or threat of danger at any time, please contact local law enforcement by calling 911. All other reports should be made to a member of the senior management team.

Consequences

If the director of the division determines that a person has violated any part of this code of conduct, CBPL management in its sole discretion may take any of the following actions:

- Issue a verbal or written warning;
- Expel a participant from the meeting;
- Suspend attendance at a future meeting – both virtual and in-person;
- Prohibit attendance at any future CBPL event – both virtual and in-person;
- Report conduct to an appropriate state entity/organization;
- Report conduct to local law enforcement.

“Please note that this meeting is being recorded. The audience may not participate in the meeting with the exception of public comment. If the board enters into executive session, all public attendees will be placed in the waiting room until the executive session concludes and the board returns to the record. Please note that if an attendee disrupts the meeting and does not allow the board to conduct the business scheduled on the agenda, that attendee may be removed from the meeting.”



ALASKA STATE BOARD OF REGISTRATION FOR
ARCHITECTS, ENGINEERS, AND LAND SURVEYORS

AGENDA

FEBRUARY 24, 2023

Zoom link:

<https://us02web.zoom.us/j/81205033547?pwd=WkFydIRncHpKNWpzajhMamlIYXpjUT09>

Teleconference: 253-215-8782

Meeting ID: 812 0503 3547

Password: 902899

Meeting Details

Meeting Start Time: 10:00 a.m.

Meeting End Time: 11:00 a.m.

Meeting Location: Teleconference

Agenda

1. 10:00 am - Call to Order/Roll Call
2. 10:02 am - Mission Statement
3. 10:03 am - Virtual Meeting Code of Conduct
4. 10:05 am - Review/Amend/Approve Agenda
5. 10:10 am - Update on status of ID Working Group
6. 10:15 am - Differences between HB61 and SB73
Specifically, the scope of practice 08.48.341 as it relates to HSW
7. 10:35 am - Concerns from the Legislative Liaison Committee about HB61 –
10/2021, updated 3/2022.
8. 10:40 am - Review new draft of Issues of Concern related to SB73
9. 10:55 am - Appoint AELS spokesperson(s) for SB73
10. 10:58 am - Possible meeting for board to review ID Working Group report
11. 11:00 am - Adjourn

Board Members:

Catherine Fritz
Architect (Chair)

Jeffrey Garness
*Civil/Environmental
Engineer (Vice Chair)*

Edward Leonetti
*Landscape Architect
(Secretary)*

Robert (Bob) Bell
Land Surveyor

Brent Cole
Public Member

Elizabeth Johnston
Electrical/Mechanical

Loren Leman
Civil Engineer

Jake Maxwell
Land Surveyor

Randall Rozier
Architect

Sterling Strait
*Civil/Structural
Engineer*

Fred Wallis
Mining Engineer

Alaska Board of Registration for Architects, Engineers, and Land Surveyors

Motion & Roll Call Sheet

Made by: _____

Date: February 24, 2023 Time: _____

Seconded by: _____

MOTION: I move that it be resolved to approve the agenda for the February 24, 2023, AELS board meeting.

PASSES UNANIMOUSLY? Yes ___ No ___

PASSES by ROLL CALL? Yes ___ No ___

| Roll Call Vote | Yes | No | Abstain |
|-----------------------|--------------------------|--------------------------|--------------------------|
| Bell | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Cole | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Fritz | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Garness | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Johnston | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Leman | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Leonetti | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Maxwell | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Rozier | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Strait | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Wallis | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Amendment by: _____

SENATE BILL NO. 73

IN THE LEGISLATURE OF THE STATE OF ALASKA
THIRTY-THIRD LEGISLATURE - FIRST SESSION

BY SENATOR CLAMAN

Introduced: 2/17/23

Referred: Labor & Commerce, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to registered interior designers and interior design; establishing**
2 **requirements for the practice of registered interior design; renaming the State Board of**
3 **Registration for Architects, Engineers, and Land Surveyors the State Board of**
4 **Registration for Design Professionals; relating to the State Board of Registration for**
5 **Design Professionals; relating to liens for labor or materials furnished; relating to the**
6 **procurement of interior design services; and providing for an effective date."**

7 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

8 * **Section 1.** AS 08.01.010(3) is amended to read:

9 (3) State Board of Registration for  **Design Professionals**
10 [ARCHITECTS, ENGINEERS, AND LAND SURVEYORS] (AS 08.48.011);

11 * **Sec. 2.** AS 08.01.065(f) is amended to read:

12 (f) Notwithstanding (c) of this section, the department shall establish fee levels
13 under (a) of this section so that the total amount of fees collected by the State Board of

1 Registration for **Design Professionals** [ARCHITECTS, ENGINEERS, AND LAND
 2 SURVEYORS] approximately equals the total regulatory costs of the department and
 3 the board for all occupations regulated by the board. The department shall set the fee
 4 levels for the issuance and renewal of a certificate of registration issued under
 5 AS 08.48.211 so that the fee levels are the same for all occupations regulated by the
 6 board.

7 * **Sec. 3.** AS 08.03.010(c)(3) is amended to read:

8 (3) State Board of Registration for **Design Professionals**
 9 [ARCHITECTS, ENGINEERS, AND LAND SURVEYORS] (AS 08.48.011) -
 10 June 30, 2025;

11 * **Sec. 4.** AS 08.48.011(a) is amended to read:

12 (a) There is created the State Board of Registration for **Design Professionals**
 13 [ARCHITECTS, ENGINEERS, AND LAND SURVEYORS]. The board shall
 14 administer the provisions of this chapter and comply with AS 44.62 (Administrative
 15 Procedure Act).

16 * **Sec. 5.** AS 08.48.011(b) is amended to read:

17 (b) The board consists of **13** [11] members appointed by the governor having
 18 the qualifications as set out in AS 08.48.031. The board consists of two civil
 19 engineers, two land surveyors, one mining engineer, one electrical **engineer, one** [OR]
 20 mechanical engineer, one engineer from another branch of the profession of
 21 engineering, two architects, one landscape architect, **one registered interior designer,**
 22 and one public member.

23 * **Sec. 6.** AS 08.48.061(c) is amended to read:

24 (c) The board may make expenditures from appropriated funds for any
 25 purpose that is reasonably necessary for the proper performance of its duties under this
 26 chapter. This may include the expenses of the board delegates to **attend** meetings of
 27 councils of architect examiners, engineering examiners, land surveyor examiners,
 28  **registered interior designer examiners,** or landscape architect examiners, or any of
 29 their subdivisions. The total amount of disbursements issued in payment of the
 30 expenses incurred under this chapter may not exceed the amount of money
 31 appropriated by the legislature.

1 * **Sec. 7.** AS 08.48.071(f) is amended to read:

2 (f) The department shall assemble statistics relating to the performance of its
3 staff and the performance of the board, including

4 (1) the number of architects, engineers, land surveyors, **registered**
5 **interior designers**, and landscape architects registered over a five-year period;

6 (2) the rate of passage of examinations administered by the board;

7 (3) the number of persons making application for registration as a
8 professional architect, engineer, land surveyor, **registered interior designer**, or
9 landscape architect over a five-year period;

10 (4) an account of registration fees collected under AS 08.01.065;

11 (5) a measure of the correspondence workload of any licensing
12 examiner employed by the department to carry out this chapter.

13 * **Sec. 8.** AS 08.48.111 is amended to read:

14 **Sec. 08.48.111. Power to revoke, suspend, or reissue certificate.** The board
15 may suspend, refuse to renew, or revoke the certificate of or reprimand a registrant,
16 corporation, limited liability company, or limited liability partnership who is found
17 guilty of (1) fraud or deceit in obtaining a certificate; (2) gross negligence,
18 incompetence, or misconduct in the practice of architecture, engineering, land
19 surveying, **registered interior design**, or landscape architecture; or (3) a violation of
20 this chapter, a regulation adopted under this chapter, or the code of ethics or
21 professional conduct as adopted by the board. The code of ethics or professional
22 conduct shall be distributed in writing to every registrant and applicant for registration
23 under this chapter. This publication and distribution of the code of ethics or
24 professional conduct constitutes due notice to all registrants. The board may revise and
25 amend its code and, upon doing so, shall immediately notify each registrant in writing
26 of the revisions or amendments. The board may, upon petition of the registrant,
27 corporation, limited liability company, or limited liability partnership, reissue a
28 certificate if a majority of the members of the board vote in favor of the reissuance.

29 * **Sec. 9.** AS 08.48.171 is amended to read:

30 **Sec. 08.48.171. General requirements and qualifications for registration.**

31 An applicant for registration as an architect, engineer, land surveyor, **registered**

1 **interior designer**, or landscape architect must be of good character and reputation and
 2 shall submit evidence satisfactory to the board of the applicant's education, training,
 3 and experience. However, an applicant for registration as a land surveyor may not be
 4 required to submit evidence of more than eight years of any combination of education,
 5 experience, or training.

6 * **Sec. 10.** AS 08.48.181 is amended by adding a new subsection to read:

7 (b) Except as provided in AS 08.48.191, for registration as a registered interior
 8 designer, a person shall be examined in this state in accordance with the regulations of
 9 procedure and standards adopted by the board under AS 44.62 (Administrative
 10 Procedure Act). The procedure and standards must include successfully completing
 11 the examination administered by the Council for Interior Design Qualification or its
 12 successor.

13 * **Sec. 11.** AS 08.48.191 is amended by adding a new subsection to read:

14 (e) A person holding a certificate of registration authorizing the person to
 15 practice registered interior design in a state, territory, or possession of the United
 16 States, the District of Columbia, or a foreign country that, in the opinion of the board,
 17 meets the requirements of this chapter, based on verified evidence, may, upon
 18 application, be registered in accordance with the regulations of the board.

19 * **Sec. 12.** AS 08.48.201(a) is amended to read:

20 (a) Application for registration as a professional architect, a professional
 21 engineer, a professional land surveyor, **a registered interior designer**, or a
 22 professional landscape architect shall

23 (1) be on a form prescribed and furnished by the board;

24 (2) contain statements made under oath, showing the applicant's
 25 education and a detailed summary of the applicant's technical experience; and

26 (3) contain five references, three of whom must be architects for
 27 architectural registration, engineers for engineering registration, land surveyors for
 28 land surveying registration, **architects or registered interior designers for interior**
 29 **design registration**, and landscape architects for landscape architectural registration,
 30 having personal knowledge of the applicant's architectural, engineering, land
 31 surveying, **interior design**, or landscape architectural education, training, or



1 experience.

2 * **Sec. 13.** AS 08.48.211 is amended to read:

3 **Sec. 08.48.211. Certificate of registration.** (a) An applicant who fulfills the
4 requirements set out by the board shall be awarded a certificate of registration as a
5 professional architect, engineer, land surveyor, or landscape architect, **or as a**
6 **registered interior designer,** authorizing the holder to offer or perform architectural,
7 engineering, land surveying, **interior design,** or landscape architectural services or
8 work for the public, or to certify or sign architectural, engineering, land surveying,
9 **interior design,** or landscape architectural documents. Certificates of registration
10 issued under this section shall be inscribed on their face in a manner determined by the
11 board.

12 (b) The certificate of registration sealed by the board is prima facie evidence
13 that the person named in it is entitled to all rights and privileges of a professional
14 architect, professional engineer, professional land surveyor, **registered interior**
15 **designer,** or professional landscape architect while the certificate remains unrevoked
16 or unexpired.

17 * **Sec. 14.** AS 08.48.215(a) is amended to read:

18 (a) On retiring from practice and payment of an appropriate one-time fee, an
19 individual who is a registrant in good standing with the board may apply for the
20 conversion of a certificate of registration to a retired status registration. An individual
21 holding a retired status registration may not practice architecture, engineering, land
22 surveying, **registered interior design,** or landscape architecture in the state. A retired
23 status registration is valid for the life of the registration holder and does not require
24 renewal.

25 * **Sec. 15.** AS 08.48.221(a) is amended to read:

26 (a) Each registrant may obtain a seal of the design authorized by the board,
27 bearing the registrant's name, registration number, and the legend "Registered
28 Professional Architect," **Registered Professional Engineer,** "Registered Professional
29 Land Surveyor," **Registered Interior Designer,** or "Registered Professional
30 Landscape Architect," as appropriate. When a registrant issues final drawings,
31 specifications, surveys, plats, plates, reports, or similar documents, the registrant shall

1 stamp the documents with the seal and sign the seal. The board shall adopt regulations
 2 governing the use of seals by the registrant. An architect, engineer, land surveyor,
 3 **registered interior designer**, or landscape architect may not affix or permit a seal and
 4 signature to be affixed to an instrument after the expiration of a certificate or for the
 5 purpose of aiding or abetting another person to evade or attempt to evade a provision
 6 of this chapter. The registrant, by affixing the registrant's seal to final drawings,
 7 specifications, surveys, plats, plates, reports, or similar documents, and by signing the
 8 seal, certifies that the documents were prepared by or under the registrant's direct
 9 supervision, are within the registrant's field of practice, or constitute design work of
 10 minor importance.

11 * **Sec. 16.** AS 08.48.241(a) is amended to read:

12 (a) This chapter does not prevent a corporation, limited liability company, or
 13 limited liability partnership from offering architectural, engineering, land surveying,
 14 **interior design**, or landscape architectural services; however, the corporation, limited
 15 liability company, or limited liability partnership shall file with the board

16 (1) an application for a certificate of authorization **on** [UPON] a form
 17 to be prescribed by the board and containing information required to enable the board
 18 to determine whether the corporation, limited liability company, or limited liability
 19 partnership is qualified in accordance with the provisions of this chapter to offer to
 20 practice architecture, engineering, land surveying, **registered interior design**, or
 21 landscape architecture in this state;

22 (2) a certified copy of a resolution of the board of directors of the
 23 corporation, the managing members or manager of the limited liability company, or
 24 the general partners of a limited liability partnership designating persons holding
 25 certificates of registration under this chapter as responsible for the practice of
 26 architecture, engineering, land surveying, **registered interior design**, or landscape
 27 architecture by the corporation, limited liability company, or limited liability
 28 partnership in this state and providing that full authority to make all final architectural,
 29 engineering, land surveying, **interior design**, or landscape architectural decisions on
 30 behalf of the corporation, limited liability company, or limited liability partnership
 31 with respect to work performed by the corporation, limited liability company, or

1 limited liability partnership in this state is granted by the board of directors of the
 2 corporation, the managing members or manager of the limited liability company, or
 3 the general partners of the limited liability partnership to the persons designated in the
 4 resolution; however, the filing of this resolution does not relieve the corporation,
 5 limited liability company, or limited liability partnership of any responsibility or
 6 liability imposed on [UPON] it by law or by contract;

7 (3) a designation in writing setting out the name of one or more
 8 persons holding certificates of registration under this chapter who are in responsible
 9 charge of each major branch of the architectural, engineering, land surveying, interior
 10 design, or landscape architectural activities in which the corporation, limited liability
 11 company, or limited liability partnership specializes in this state; if a change is made
 12 in the person in responsible charge of a major branch of the architectural, engineering,
 13 land surveying, interior design, or landscape architectural activities, the change shall
 14 be designated in writing and filed with the board within 30 days after the effective date
 15 of the change.

16 * **Sec. 17.** AS 08.48.241(b) is amended to read:

17 (b) Upon filing with the board the application for certificate of authorization,
 18 certified copy of resolution, affidavit, and designation of persons specified in this
 19 section, the board shall, subject to (c) of this section, issue to the corporation, limited
 20 liability company, or limited liability partnership a certificate of authorization to
 21 practice architecture, engineering, land surveying, registered interior design, or
 22 landscape architecture in this state upon a determination by the board that

23 (1) the bylaws of the corporation, the articles of organization or
 24 operating agreement of the limited liability company, or the partnership agreement of
 25 the limited liability partnership contain provisions that all architectural, engineering,
 26 land surveying, interior design, or landscape architectural decisions pertaining to
 27 architectural, engineering, land surveying, interior design, or landscape architectural
 28 activities in this state will be made by the specified architect, engineer, land surveyor,
 29 registered interior designer, or landscape architect in responsible charge, or other
 30 registered architects, engineers, land surveyors, registered interior designers, or
 31 landscape architects under the direction or supervision of the architect, engineer, land

1 surveyor, **registered interior designer**, or landscape architect in responsible charge;

2 (2) the application for certificate of authorization states the type of
3 architecture, engineering, land surveying, **interior design**, or landscape architecture
4 practiced or to be practiced by the corporation, limited liability company, or limited
5 liability partnership;

6 (3) the applicant corporation, limited liability company, or limited
7 liability partnership has the ability to provide architectural, engineering, land
8 surveying, **interior design**, or landscape architectural services;

9 (4) the application for certificate of authorization states the
10 professional records of the designated person who is in responsible charge of each
11 major branch of architectural, engineering, land surveying, **interior design**, or
12 landscape architectural activities in which the corporation, limited liability company,
13 or limited liability partnership specializes;

14 (5) the application for certificate of authorization states the experience,
15 if any, of the corporation, limited liability company, or limited liability partnership in
16 furnishing architectural, engineering, land surveying, **interior design**, or landscape
17 architectural services during the preceding five-year period;

18 (6) the applicant corporation, limited liability company, or limited
19 liability partnership meets other requirements related to professional competence in
20 the furnishing of architectural, engineering, land surveying, **interior design**, or
21 landscape architectural services as may be adopted by the board in furtherance of the
22 objectives and provisions of this chapter.

23 * **Sec. 18.** AS 08.48.241(d) is amended to read:

24 (d) The certificate of authorization must specify the major branches of
25 architecture, engineering, land surveying, **interior design**, or landscape architecture of
26 which the corporation, limited liability company, or limited liability partnership has
27 designated a person in responsible charge as provided in this section. The certificate of
28 authorization shall be conspicuously displayed in the place of business of the
29 corporation, limited liability company, or limited liability partnership, together with
30 the names of persons designated as being in responsible charge of the professional
31 activities.

1 * **Sec. 19.** AS 08.48.241(e) is amended to read:

2 (e) If a corporation, limited liability company, or limited liability partnership
 3 that is organized solely by [EITHER] a group of architects, a group of engineers, a
 4 group of land surveyors, **a group of registered interior designers**, or a group of
 5 landscape architects, each holding a certificate of registration under this chapter,
 6 applies for a certificate of authorization, the board may, in its discretion, grant a
 7 certificate of authorization to the corporation, limited liability company, or limited
 8 liability partnership based on a review of the professional records of the incorporators
 9 of the corporation, organizers of the limited liability company, or partners who formed
 10 the limited liability partnership in place of the required qualifications set out in this
 11 section. If the ownership of the corporation is altered, the membership of the limited
 12 liability company is altered, or the partners of the limited liability partnership change,
 13 the corporation, limited liability company, or limited liability partnership shall apply
 14 for a revised certificate of authorization, based **on** [UPON] the professional records of
 15 the owners of the corporation, the members of the limited liability company, or the
 16 partners of the limited liability partnership, if exclusively architects, engineers, land
 17 surveyors, **registered interior designers**, or landscape architects, or otherwise under
 18 the qualifications required by (b)(1) - (4) of this section.

19 * **Sec. 20.** AS 08.48.241(f) is amended to read:

20 (f) A corporation, limited liability company, or a limited liability partnership
 21 authorized to offer architectural, engineering, land surveying, **interior design**, or
 22 landscape architectural services under this chapter, together with its directors, officers,
 23 managing members, manager, and partners for their own individual acts, is responsible
 24 to the same degree as the designated individual registered architect, engineer, land
 25 surveyor, **registered interior designer**, or landscape architect, and shall conduct its
 26 business without misconduct or malpractice in the practice of architecture,
 27 engineering, land surveying, **registered interior design**, or landscape architecture as
 28 defined in this chapter.

29 * **Sec. 21.** AS 08.48.241(g) is amended to read:

30 (g) If the board, after a proper hearing, finds that a corporation, limited
 31 liability company, or limited liability partnership holding a certificate of authorization

1 has committed misconduct or malpractice, the board shall suspend or revoke the
2 certificate of authorization. The board shall also suspend or revoke the certificate of
3 registration of any registered individual architect, engineer, land surveyor, **interior**
4 **designer**, or landscape architect who, after a proper hearing, is found by the board to
5 have participated in committing the misconduct or malpractice.

6 * **Sec. 22.** AS 08.48.251 is amended to read:

7 **Sec. 08.48.251. Certain partnerships.** This chapter does not prevent the
8 practice of architecture, engineering, land surveying, **registered interior design**, or
9 landscape architecture by a partnership if all of the members of the partnership are
10 architects, engineers, land surveyors, **registered interior designers**, or landscape
11 architects legally registered under this chapter. In this section, "partnership" does not
12 include a limited liability partnership.

13 * **Sec. 23.** AS 08.48.281(a) is amended to read:

14 (a) A person may not practice or offer to practice the profession of
15 architecture, engineering, land surveying, **registered interior design**, or landscape
16 architecture in the state, or use in connection with the person's name or otherwise
17 assume or advertise a title or description tending to convey the impression that the
18 person is an architect, [AN] engineer, [A] land surveyor, **registered interior designer**,
19 or [A] landscape architect, unless the person has been registered under the provisions
20 of this chapter or is a person to whom these provisions do not apply, or, in the case of
21 a corporation, limited liability company, or limited liability partnership, unless it has
22 been authorized under this chapter.

23 * **Sec. 24.** AS 08.48.281 is amended by adding a new subsection to read:

24 (c) Notwithstanding (a) of this section, this chapter does not prohibit the
25 practice of registered interior design by a person who is not registered to practice
26 registered interior design if the services are being performed by a person acting within
27 the scope of practice authorized by another license that is held by the person.

28 * **Sec. 25.** AS 08.48.291 is amended to read:

29 **Sec. 08.48.291. Violations and penalties.** A person who practices or offers to
30 practice architecture, engineering, land surveying, **registered interior design**, or
31 landscape architecture in the state without being registered or authorized to practice in

1 accordance with the provisions of this chapter, or a person presenting or attempting to
 2 use the certificate or the seal of another, or a person who gives false or forged
 3 evidence of any kind to the board or to a member of the board in obtaining or
 4 attempting to obtain a certificate, or a person who impersonates a registrant, or a
 5 person who uses or attempts to use an expired or revoked or nonexistent certificate,
 6 knowing of the certificate's status, or a person who falsely claims to be registered and
 7 authorized to practice under this chapter, or a person who violates any of the
 8 provisions of this chapter, is guilty of a misdemeanor and upon conviction is
 9 punishable by a fine of not more than \$10,000, or by imprisonment for not more than
 10 one year, or by both.

11 * **Sec. 26.** AS 08.48.295(a) is amended to read:

12 (a) In addition to any other provision of law, if a person practices or offers to
 13 practice architecture, engineering, **registered interior design**, or land surveying in the
 14 state without being registered or authorized to practice in accordance with the
 15 provisions of this chapter, the board may enter an order levying a civil penalty.

16 * **Sec. 27.** AS 08.48.311 is amended to read:

17 **Sec. 08.48.311. Rights not transferable.** The right to engage in the practice of
 18 architecture, engineering, land surveying, **registered interior design**, or landscape
 19 architecture is considered a personal and individual right, based on the qualifications
 20 of the individual as evidenced by the individual's certificate of registration, which is
 21 not transferable.

22 * **Sec. 28.** AS 08.48.321 is amended to read:

23 **Sec. 08.48.321. Evidence of practice.** A person practices or offers to practice
 24 architecture, engineering, land surveying, **registered interior design**, or landscape
 25 architecture **if the person** [WHO]

26 (1) practices a branch of the profession of architecture, engineering,
 27 land surveying, **registered interior design**, or landscape architecture [AS DEFINED
 28 IN AS 08.48.341];

29 (2) by verbal claim, sign, advertisement, letterhead, card, or other
 30 means represents to be an architect, engineer, land surveyor, **registered interior**
 31 **designer**, or landscape architect, or through the use of some other title implies that the

1 person is an architect, engineer, land surveyor, **registered interior designer**, or
 2 landscape architect; or

3 (3) holds out as able to perform or [WHO] does perform an
 4 architectural, engineering, land surveying, **interior design**, or landscape architectural
 5 service recognized by the professions covered by this chapter, and specified in
 6 regulations of the board, as an architectural, engineering, land surveying, **interior**
 7 **design**, or landscape architectural service.

8 * **Sec. 29.** AS 08.48.331(a) is amended to read:

9 (a) This chapter does not apply to

10 (1) a contractor performing work designed by a professional architect,
 11 engineer, **registered interior designer**, or landscape architect or the supervision of the
 12 construction of the work as a supervisor or superintendent for a contractor;

13 (2) workers in building trades crafts, earthwork, grounds keeping, or
 14 nursery operations, and superintendents, supervisors, or inspectors in the performance
 15 of their customary duties;

16 (3) an officer or employee of the United States government practicing
 17 architecture, engineering, land surveying, **registered interior design**, or landscape
 18 architecture as required by the person's official capacity;

19 (4) an employee or a subordinate of a person registered under this
 20 chapter if the work or service is done under the direct supervision of a person
 21 registered under this chapter;

22 (5) associates, consultants, or specialists retained by a registered
 23 individual, [A] partnership of registered individuals, [A] corporation, [A] limited
 24 liability company, or [A] limited liability partnership authorized to practice
 25 architecture, engineering, land surveying, **registered interior design**, or landscape
 26 architecture under this chapter, in the performance of professional services if
 27 responsible charge of the work remains with the individual, the partnership, or a
 28 designated representative of the corporation, limited liability company, or limited
 29 liability partnership;

30 (6) a person preparing drawings or specifications for

31 (A) a building for the person's own use and occupancy as a

1 single family residence and related site work for that building;

2 (B) farm or ranch buildings and their grounds unless the public
3 health, safety, or welfare is involved;

4 (C) a building that is intended to be used only as a residence by
5 not more than

6 (i) four families and that is not more than two stories
7 high and the grounds of the building; or

8 (ii) two families and that is not more than three stories
9 high and the grounds of the building, if the building is located in a
10 municipality that has adopted a building or residential code that applies
11 to the building and if the building complies with the building or
12 residential code;

13 (D) a garage, workshop, or similar building that contains less
14 than 2,000 square feet of floor space to be used for a private noncommercial
15 purpose and the grounds of the building;

16 (7) a specialty contractor licensed under AS 08.18 while engaged in
17 the business of construction contracting for work designed by an architect, engineer,
18 **registered interior designer**, or landscape architect that is within the specialty to be
19 performed or supervised by the specialty contractor, or a contractor preparing shop or
20 field drawings for work that the specialty contractor has contracted to perform;

21 (8) a person, **other than a person providing interior design services**,
22 furnishing drawings, specifications, instruments of service, or other data for alterations
23 or repairs to a building or its grounds that do not change or affect the structural system
24 or the safety of the building, or that do not affect the public health, safety, or welfare;

25 (9) a person who is employed by a postsecondary educational
26 institution to teach engineering, architectural, **interior design**, or landscape
27 architectural courses; in this paragraph, "postsecondary educational institution" has the
28 meaning given in AS 14.48.210;

29 (10) an officer or employee of an individual, firm, partnership,
30 association, utility, corporation, limited liability company, or limited liability
31 partnership, who practices engineering, architecture, land surveying, **registered**

1 **interior design**, or landscape architecture involved in the operation of the employer's
 2 business only **if** [, AND FURTHER PROVIDED THAT] neither the employee nor the
 3 employer offers engineering, architecture, land surveying, **interior design**, or
 4 landscape architecture services to the public; exclusions under this paragraph do not
 5 apply to buildings or structures whose primary use is public occupancy;

6 (11) a person while involved in revegetation, restoration, reclamation,
 7 rehabilitation, or erosion control for disturbed land that the board determines does not
 8 affect the public health, safety, or welfare;

9 (12) a person while maintaining or directing the placement of plant
 10 material that the board determines does not affect the public health, safety, or welfare;

11 (13) an employee, officer, or agent of a regulatory agency of the state
 12 or a municipality when reviewing drawings and specifications for compliance with the
 13 building codes of the state or a municipality if the drawings and specifications have
 14 been sealed and signed by an architect, engineer, land surveyor, **registered interior**
 15 **designer**, or landscape architect or the preparation of the drawings and specifications
 16 is exempt under this section from the requirements of this chapter; in this paragraph,
 17 "building codes" includes codes relating to building, mechanical, plumbing, electrical,
 18 fire safety standards, and zoning;

19 (14) a person who is designing fire detection or suppression systems
 20 and is authorized by the Department of Public Safety to design fire detection or
 21 suppression systems;

22 **(15) a person providing services limited to the planning, design,**
 23 **and implementation of a kitchen or bath or the specification of products for a**
 24 **kitchen or bath, if the space or area is in a building described in (6)(A) or (C) of**
 25 **this subsection.**

26 * **Sec. 30.** AS 08.48.341(2) is amended to read:

27 (2) "board" means the State Board of Registration for **Design**
 28 **Professionals** [ARCHITECTS, ENGINEERS, AND LAND SURVEYORS];

29 * **Sec. 31.** AS 08.48.341(4) is amended to read:

30 (4) "certificate of authorization" means a certificate issued by the
 31 board authorizing a corporation, a limited liability company, or a limited liability

1 partnership to provide professional services in architecture, engineering, land
 2  surveying, interior design, or landscape architecture through individuals legally
 3 registered by the board;

4 * **Sec. 32.** AS 08.48.341 is amended by adding new paragraphs to read:

5 (24) "interior technical submissions" means

6 (A) the designs, drawings, and specifications that establish the
 7 scope of the interior design to be constructed and the standard of quality for
 8 materials, work, equipment, and construction systems; and

9 (B) the studies and other technical reports and calculations
 10 prepared in the course of the practice of registered interior design;

11 (25) "practice of registered interior design"

12 (A) includes

13 (i) the professional service of creative work;

14 (ii) teaching of advanced interior design courses in an
 15 institution of higher learning;

16 (iii) providing consultation, investigation, research,
 17 evaluation, planning, and design for or professional observation of
 18 public or private buildings, works, or projects;

19 (iv) interior design review of drawings and
 20 specifications made by regulatory agencies;

21 (v) the preparation of documents and interior technical
 22 submissions related to interior construction;

23 (vi) minor mechanical, electrical, or structural design
 24 work;

25 (B) does not include

26 (i) responsibility for design related to the practice of
 27 architecture, except as otherwise allowed in this chapter, or the practice
 28 of engineering;

29 (ii) changes to the construction classification of a
 30 building or structure as determined by the authority having jurisdiction;

31 (iii) changes of use to an occupancy of greater hazard as

1 determined by the authority having jurisdiction;

2 (iv) changes to the exterior envelope of a building;

3 (v) altering or affecting the structural system of a
4 building, including changing the live or dead load of a building;

5 (vi) changes beyond the exit access component of a
6 system of egress;

7 (vii) changes to construction that materially affects a
8 life safety system pertaining to fire safety or the fire protection of
9 structural elements of a building, or material alterations to a smoke
10 evacuation and compartmentalization system or to a fire rated vertical
11 shaft in a multistory structure;

12 (viii) materially altering or affecting a mechanical,
13 plumbing, heating, air conditioning, ventilation, electrical, vertical
14 transportation, fire sprinkler, or fire alarm system in a building;

15 (26) "registered interior designer" means a person who has been
16 registered by the board in the practice of registered interior design.

17 * **Sec. 33.** AS 08.48.351 is amended to read:

18 **Sec. 08.48.351. Short title.** This chapter may be cited as the **Design**
19 **Professionals** [ARCHITECTS, ENGINEERS, LAND SURVEYORS, AND
20 LANDSCAPE ARCHITECTS] Registration Act.

21 * **Sec. 34.** AS 14.43.310(b) is amended to read:

22 (b) To assist the administering authority in selecting eligible applicants for
23 award of each of the memorial education loans under AS 14.43.250 - 14.43.325 and in
24 reviewing the memorial education loan program, the following advisory committees
25 are established:

26 (1) three Alaska state troopers, each one to be selected from and to
27 represent a state trooper region of the state by the regional commander to serve for
28 three years, for the Michael Murphy memorial education loan;

29 (2) [REPEALED]

30 (3)] three members of the **State** [STATE] Board of Registration for
31 **Design Professionals** [ARCHITECTS, ENGINEERS, AND LAND SURVEYORS]

1 selected annually by the board from among its engineer members, for the Harvey
2 Golub memorial education loan; and

3 **(3)** [(4)] three members of the state Board of Education and Early
4 Development, or of the staff of the Department of Education and Early Development,
5 or any combination of these, selected annually by the board, for the Robert L. Thomas
6 memorial education loan.

7 * **Sec. 35.** AS 23.30.017(c)(1) is amended to read:

8 (1) "design professional" means a person registered under AS 08.48 as
9 an architect, engineer, [OR] land surveyor, **registered interior designer, or**
10 **landscape architect;**

11 * **Sec. 36.** AS 34.35.050 is amended to read:

12 **Sec. 34.35.050. Lien for labor or materials furnished.** A person has a lien,
13 only to the extent provided under this chapter, to secure the payment of the contract
14 price if the person

15 (1) performs labor **on** [UPON] real property at the request of the owner
16 or the agent of the owner for the construction, alteration, or repair of a building or
17 improvement;

18 (2) is a trustee of an employee benefit trust for the benefit of
19 individuals performing labor on the building or improvement and has a direct contract
20 with the owner or the agent of the owner for direct payments into the trust;

21 (3) furnishes materials that are delivered to real property under a
22 contract with the owner or the agent of the owner that are incorporated in the
23 construction, alteration, or repair of a building or improvement;

24 (4) furnishes equipment that is delivered to and used **on** [UPON] real
25 property under a contract with the owner or the agent of the owner for the
26 construction, alteration, or repair of a building or improvement;

27 (5) performs services under a contract with the owner or the agent of
28 the owner in connection with the preparation of plans, surveys, or architectural, [OR]
29 engineering, **or interior design** plans or drawings for the construction, alteration, or
30 repair of a building or improvement, whether or not actually implemented on that
31 property; or

1 (6) is a general contractor.

2 * **Sec. 37.** AS 35.15.010(c) is amended to read:

3 (c) In this section, "professional services" means architectural, engineering,
4 [OR] land surveying, or interior design services.

5 * **Sec. 38.** AS 36.30.270(a) is amended to read:

6 (a) Notwithstanding conflicting provisions of AS 36.30.100 - 36.30.260, a
7 procurement officer shall negotiate a contract for an agency with the most qualified
8 and suitable firm or person of demonstrated competence for architectural, engineering,
9 [OR] land surveying, or interior design services. The procurement officer shall award
10 a contract for those services at fair and reasonable compensation as determined by the
11 procurement officer, after consideration of the estimated value of the services to be
12 rendered, and the scope, complexity, and professional nature of the services. When
13 determining the most qualified and suitable firm or person, the procurement officer
14 shall consider the

15 (1) proximity to the project site of the office of the firm or person
16 unless federal law prohibits this factor from being considered in the awarding of the
17 contract; and

18 (2) employment practices of the firm or person with regard to women
19 and minorities.

20 * **Sec. 39.** AS 36.30.270(d) is amended to read:

21 (d) Notwithstanding the other provisions of this section, a procurement officer
22 may include price as an added factor in selecting architectural, engineering, [AND]
23 land surveying, and interior design services when, in the judgment of the
24 procurement officer, the services required are repetitious in nature, and the scope,
25 nature, and amount of services required are thoroughly defined by measurable and
26 objective standards to reasonably enable firms or persons making proposals to
27 compete with a clear understanding and interpretation of the services required. In
28 order to include price as a factor in selection, a majority of the persons involved by the
29 procurement officer in evaluation of the proposals must be registered in the state to
30 perform architectural, engineering, [OR] land surveying, or interior design services.

31 * **Sec. 40.** AS 36.90.100 is amended to read:

1 **Sec. 36.90.100. Contracts for architectural, engineering, land surveying,**
 2 **interior design, or landscape architectural services.** The state or a municipality may
 3 not award a contract for architectural, engineering, land surveying, **interior design**, or
 4 landscape architectural services to

5 (1) an individual who is not registered under AS 08.48 to perform the
 6 architectural, engineering, land surveying, **interior design**, or landscape architectural
 7 services required by the contract;

8 (2) a partnership, except as provided by (3) of this section, that is not
 9 qualified under AS 08.48.251 to provide the architectural, engineering, land surveying,
 10 **interior design**, or landscape architectural services required by the contract; or

11 (3) a corporation, limited liability company, or limited liability
 12 partnership that is not authorized under AS 08.48.241 to offer the architectural,
 13 engineering, land surveying, **interior design**, or landscape architectural services
 14 required by the contract.

15 * **Sec. 41.** AS 39.25.120(c)(7) is amended to read:

16 (7) the principal executive officer of the following boards, councils, or
 17 commissions:

18 (A) Alaska Public Broadcasting Commission;

19 (B) Professional Teaching Practices Commission;

20 (C) Parole Board;

21 (D) Board of Nursing;

22 (E) Real Estate Commission;

23 (F) Alaska Royalty Oil and Gas Development Advisory Board;

24 (G) Alaska State Council on the Arts;

25 (H) Alaska Police Standards Council;

26 (I) Alaska Commission on Aging;

27 (J) Alaska Mental Health Board;

28 (K) State Medical Board;

29 (L) Governor's Council on Disabilities and Special Education;

30 (M) Advisory Board on Alcoholism and Drug Abuse;

31 (N) Statewide Suicide Prevention Council;

1 (O) State Board of Registration for **Design Professionals**
2 [ARCHITECTS, ENGINEERS, AND LAND SURVEYORS];

3 (P) Alaska Health Care Commission;

4 (Q) Board of Pharmacy;

5 * **Sec. 42.** AS 44.62.330(a)(3) is amended to read:

6 (3) State Board of Registration for **Design Professionals**
7 [ARCHITECTS, ENGINEERS, AND LAND SURVEYORS];

8 * **Sec. 43.** The uncodified law of the State of Alaska is amended by adding a new section to
9 read:

10 TRANSITION. Notwithstanding this Act, a person working as an interior designer
11 before the effective date of secs. 1 - 42 of this Act may continue to practice interior design in
12 the state without registration or authorization as a registered interior designer under AS 08.48
13 until July 1, 2025.

14 * **Sec. 44.** The uncodified law of the State of Alaska is amended by adding a new section to
15 read:

16 TRANSITION: REGULATIONS. The State Board of Registration for Architects,
17 Engineers, and Land Surveyors may adopt regulations necessary to implement this Act. The
18 regulations take effect under AS 44.62 (Administrative Procedure Act), but not before the
19 effective date of the law implemented by the regulation.

20 * **Sec. 45.** Section 44 of this Act takes effect immediately under AS 01.10.070(c).

21 * **Sec. 46.** Except as provided in sec. 45 of this Act, this Act takes effect July 1, 2023.

HB61

Sec. 32. AS 08.48.341 is amended by adding new paragraphs to read:

- (24) "commercial interior design" means a professional service or creative work for a building the primary use of which is public occupancy, involving
- (A) analysis, research, planning, and design of the interior spaces of a building for the purpose of enhancing and protecting the health, safety, and welfare of the public by preparation of interior drawings, specifications, or other technical submissions and administration of nonstructural interior construction;
- (B) design and specification of code-compliant interior finishes, furnishings, fixtures, or equipment;
- (C) design or modification of existing nonstructural interior partitions, doors, suspended ceiling systems, or constructed ceiling elements;
- (D) design or modification of existing internal circulation systems or number and configuration of exits for suite occupant load; or
- (E) review, analysis, and evaluation of building codes, accessibility standards, or guidelines for interior planning, design, and nonbearing construction compliance;
- (25) "commercial interior designer" means a professional commercial interior designer;
- (26) "nonstructural" and "nonbearing" mean building elements that are not load-bearing and that can be added, moved, or removed without affecting the structural integrity of a building;
- (27) "professional commercial interior designer" means a person who has been legally registered as a professional commercial interior 1 designer by the 2 board.

SB73

Sec. 32. AS 08.48.341 is amended by adding new paragraphs to read:

- (24) "interior technical submissions" means
- (A) the designs, drawings, and specifications that establish the scope of the interior design to be constructed and the standard of quality for materials, work, equipment, and construction systems; and
- (B) the studies and other technical reports and calculations prepared in the course of the practice of registered interior design;
- (25) "practice of registered interior design"
- (A) includes
- (i) the professional service of creative work;
- (ii) teaching of advanced interior design courses in an institution of higher learning;
- (iii) providing consultation, investigation, research, evaluation, planning, and design for or professional observation of public or private buildings, works, or projects;
- (iv) interior design review of drawings and specifications made by regulatory agencies;
- (v) the preparation of documents and interior technical submissions related to interior construction;
- (vi) minor mechanical, electrical, or structural design work;
- (B) does not include
- (i) responsibility for design related to the practice of architecture, except as otherwise allowed in this chapter, or the practice of engineering;
- (ii) changes to the construction classification of a building or structure as determined by the authority having jurisdiction;
- (iii) changes of use to an occupancy of greater hazard as determined by the authority having jurisdiction;
- (iv) changes to the exterior envelope of a building;
- (v) altering or affecting the structural system of a building, including changing the live or dead load of a building;
- (vi) changes beyond the exit access component of a system of egress;
- (vii) changes to construction that materially affects a life safety system pertaining to fire safety or the fire protection of structural elements of a building, or material alterations to a smoke evacuation and compartmentalization system or to a fire rated vertical shaft in a multistory structure;

(viii) materially altering or affecting a mechanical, plumbing, heating, air conditioning, ventilation, electrical, vertical transportation, fire sprinkler, or fire alarm system in a building;

(26) "registered interior designer" means a person who has been registered by the board in the practice of registered interior design.

October 28, 2021

Legislative Committee Report

At our committee meeting on October 28 we agreed to recommend monitoring HB61 and if it gets scheduled for a hearing, submit testimony to House Finance Committee, the next committee of referral. In our opinion, House Labor & Commerce Committee did not do its job, but instead reported the bill from committee without addressing serious issues we raised.

The first four points in this testimony are the same as what Catherine Fritz presented previously on April 26, representing the Board. In addition, today we added a new fifth point to counter information we understand is being shared with legislators. We believe it misrepresents what the bill does.

Testimony from the Board of Registration for Architects, Engineers & Land Surveyors on HB61

We held a special meeting of the Board on April 14 to review and discuss HB61. One of our members, Catherine Fritz, subsequently testified to the House Labor & Commerce Committee, expressing our concerns. At the time we believed HB61 needed more review, discussion with the bill's supporters so we could understand its full implications and relate our concerns to legislators. We shared the first four concerns listed on this paper with the Labor & Commerce Committee, but none of these were incorporated in a bill mark-up. We believe this should have been done before the bill was reported from that committee. We have since added a fifth point to clarify what we believe is misinformation that is being shared suggesting that registration under a practice act is voluntary. In all of the other professions regulated by our Board, professional registration is required as defined in Alaska Statutes and the Alaska Administrative Code.

1. The definition of Scope of Practice is excessively broad and incorporates activities that are outside the scope of Health, Safety, and Welfare. Interior design will overlap with architectural practice, as well as incidental practice of some engineering professions. It is essential that the definition of interior design be clear to minimize confusion and reduce enforcement issues.
2. There are many passages within the bill that are not aligned with existing statutory language for other design disciplines. The Board has worked very hard to build consistency, and requests that interior design language be similarly integrated.
3. We are greatly concerned about the workload and impacts of adding a new design discipline and two members to the Board. We have had extensive turnover in staff in the past two years, both in operations and enforcement. The complexities of our multi-discipline board (with a myriad of details within each discipline) are already substantial, and we are very concerned about adding a new discipline without thoroughly understanding its impacts.
4. HB61 relies heavily on an organization called The Council for Interior Design Qualification (CIDQ) to determine the adequacy of a candidate's Education, Experience, and Examination. The Board currently has three national organizations that it relies upon to continually assess the adequacy of this 3-legged stool. Each has

robust systems in place that include writing and administering exams, developing standards for practice, and evaluating educational adequacy. CIDQ would become a fourth. Does CIDQ appropriately align with Alaska Statutes, and is it similarly rigorous and collaborative? An example of potential concern is exam eligibility. Alaska Statutes require the Board to review and approve candidates before examination. We understand that CIDQ's approval for a candidate's exam is granted without regard to the Board. Can CIDQ change this practice? We don't yet know.

5. It is important to understand that HB61 establishes licensure for selected interior designers, referred to as "commercial" in the version of the bill we reviewed, through what is known as a "practice act," requiring that, unless exempted, anyone practicing interior design would be required to comply with the education, examination, and experience defined in statute and regulation. The most common framework for regulating interior design in the U.S. is through voluntary certification (approximately 27 states) while only four jurisdictions regulate interior design through practice acts (Nevada, Louisiana, North Carolina, and the District of Columbia.) There are significant differences in regulated responsibility and authority in each state, making it difficult to compare HB 61 to the laws in other jurisdictions. If HB 61 were modified to certify interior designers through what is known as a "title act," individuals who wished to use the title Interior Designer could be recognized through a voluntary process without being charged with health, safety, and welfare responsibilities in the current AELS statute and regulations subsequently adopted by the Board. Although the AELS Board is not the body making this public policy decision, we suggest that this might be an easier "first step" by proponents of the legislation.

We recommend that the full Board consider and approve submittal of this testimony at our next meetings on November 15 and 16.

Submitted by Loren Leman, Chairman
Legislative Committee

Other members participating: Catherine Fritz, Bob Bell, Ed Leonetti

[Clarifying language added in Track Changes by Loren Leman on March 8, 2022](#)

AELS Board SB 73 Issues of Concern

The AELS Board has reviewed SB 73, compared it to legislation proposed in the previous Legislature, discussed its impacts at a special meeting on February 24, 2023, and offers these comments:

1. The definitions related to Scope of Practice in Sec. 32 (AS 08.48.341) seem excessively broad. Definitions and responsibilities need to be clear for the **specific practice of interior design as a profession separate from architecture and engineering.** This will minimize conflict and reduce enforcement issues.
2. Many passages in the bill are not aligned with existing statutory language for other design disciplines. The Board has worked very hard to build consistency, and requests that interior design language be similarly integrated.
3. We are aware of the workload and other impacts of adding a new design discipline and two members to our Board. We have had extensive staff turnover during the past three years, both in operations and enforcement. The complexities of our multi-discipline board are substantial, and we are concerned about adding a new discipline without thoroughly understanding its impacts. Interior designers may be better served through another regulatory framework.
4. SB73 relies on The Council for Interior Design Qualification (CIDQ) to determine the adequacy of a candidate's Education, Experience, and Examination. The Board currently has three national organizations it relies on to assess the adequacy of this 3-legged stool. Each has robust systems in place that include writing and administering exams, developing standards for practice, and evaluating educational adequacy. CIDQ would become a fourth. Does CIDQ appropriately align with Alaska **regulations**, and is it similarly rigorous and collaborative? An example of potential concern is exam eligibility. AELS **regulations** require the Board to review and approve candidates before examination. We understand that CIDQ's approval for a candidate's exam is granted without regard to the Board's actions. CIDQ has verbally indicated it could work with Alaska to satisfy this requirement, but we have not yet seen its formal proposed solution.
5. It is important to understand that SB73 establishes licensure for selected interior designers, referred to as "registered" through what is known as a "practice act," requiring that, unless exempted, anyone practicing interior design would be required to comply with statute and regulation, including education, examination, and experience. The more common framework for regulating interior design in the U.S. is through voluntary certification (approximately 27 states) while **five** jurisdictions regulate it through practice acts (Nevada, Louisiana, **North Carolina**, Puerto Rico, and the District of Columbia). There are significant differences in regulated responsibility and authority in each jurisdiction, making it difficult to compare SB73 to the laws elsewhere. If SB73 were amended to certify interior designers through what is known as a "title act," individuals who wish to use the

title Interior Designer could be recognized through a voluntary process without being charged with health, safety, and welfare responsibilities in AELS statute and regulations. Although the AELS Board is not the body making public policy decisions like this, we suggest this might be an easier “first step” by proponents of the legislation.

6. At our May 2022 regular Board meeting, our chair recommended creating an Interior Design Working Group of architects and interior designers to meet to try to resolve these issues and produce recommendations. With leadership by interior designers, this group was formed and we understand it met five times between mid-July and mid-November 2022, with more than 16 hours of discussion. However, we haven't yet seen its work product and it appears it has not yet been incorporated into SB73. That work may answer many of the questions and concerns we have.

DRAFT

Alaska Board of Registration for Architects, Engineers, and Land Surveyors

Motion & Roll Call Sheet

Made by: _____

Date: February 24, 2023 Time: _____

Seconded by: _____

MOTION: I move that it be resolved to approve the issues of concern on SB73 as presented in today's meeting.

PASSES UNANIMOUSLY? Yes___ No___

PASSES by ROLL CALL? Yes___ No___

| Roll Call Vote | Yes | No | Abstain |
|-----------------------|--------------------------|--------------------------|--------------------------|
| Bell | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Cole | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Fritz | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Garness | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Johnston | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Leman | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Leonetti | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Maxwell | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Rozier | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Strait | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Wallis | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Amendment by: _____

Alaska Board of Registration for Architects, Engineers, and Land Surveyors

Motion & Roll Call Sheet

Made by: _____

Date: February 24, 2023 Time: _____

Seconded by: _____

MOTION: I move that it be resolved to approve _____ to speak on behalf of the AELS board on SB73.

PASSES UNANIMOUSLY? Yes____ No____

PASSES by ROLL CALL? Yes____ No____

| Roll Call Vote | Yes | No | Abstain |
|-----------------------|--------------------------|--------------------------|--------------------------|
| Bell | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Cole | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Fritz | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Garness | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Johnston | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Leman | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Leonetti | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Maxwell | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Rozier | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Strait | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Wallis | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Amendment by: _____

Alaska Board of Registration for Architects, Engineers, and Land Surveyors

Motion & Roll Call Sheet

Made by: _____

Date: February 24, 2023 Time: _____

Seconded by: _____

MOTION: I move that it be resolved to approve _____ to speak on behalf of the AELS board on SB73.

PASSES UNANIMOUSLY? Yes___ No___

PASSES by ROLL CALL? Yes___ No___

| Roll Call Vote | Yes | No | Abstain |
|----------------|--------------------------|--------------------------|--------------------------|
| Bell | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Cole | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Fritz | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Garness | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Johnston | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Leman | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Leonetti | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Maxwell | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Rozier | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Strait | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Wallis | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Amendment by: _____